

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN

NextGear Capital, Inc.

Plaintiff(s),

Case No. 5:16-cv-10298-JCO-MKM

v.

Judge John Corbett O'Meara

John Yurkovich Auto Sales, Inc., and  
John Yurkovich

Magistrate Judge Mona K. Majzoub

Defendant(s).

/

**REQUEST FOR CLERK'S ENTRY OF DEFAULT JUDGMENT**

To: Clerk of the Court

Pursuant to Rule 55(b) of the Federal Rules of Civil Procedure and E. D. Mich. LR 55.2, it is requested that the Clerk of Court enter a judgment by default against

- John Yurkovich

Please review the Affidavit of Sum Certain.

**AFFIDAVIT**

In support of the Request for Clerk's Entry of Default Judgment, I hereby declare under penalty of perjury that the following statements are true and correct:

1. John Yurkovich is subject to default judgment.
2. A default has been entered on March 4, 2016 because the party has failed to plead or otherwise defend in accordance with Fed. R. Civ. P. 55(a).
3. The named party is not an infant, incompetent person or currently in the military service.

4. The plaintiff is entitled to the following judgment in the amount of \$ \$113,737.92 for damages, costs, other:

Including the contract sum certain of \$100,319.07 and \$13,418.85 in attorney fees and costs recoverable by contract. (See Dkt. 1-4, par. 2(a)).

Date: March 8, 2016

/s/ Brad A. Danek

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